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THE STA

DA Asks Court Throw Out Suit,

District Attorney Jim Garrison has asked the U.S. Supreme Court to throw out a $5 million danage suit brought against him by Clay L. Shaw.

Shaw, who was prosecuted unsuccessfully by Garrison on charges of conspiracy in the assassination of President John F. Kennedy, accuses Garrison and others of using drug-induced and hypnotically-induced testimony of Perry R. Russo.

Garrison said in a petition filed with the Supreme Court that the suit should be dismissed on the basis of "fundamental rule of judicial or official immunity."

Last December, U.S. Dist. Judge Frederick J. R. Heebe declined to dismiss the suit. Garrison's suit seeks at least a Supreme Court order requiring the U.S. Circuit Court in New Orleans to consider an appeal.